

CARLOS M. RAMIREZ
MAYOR

MONICA D. CUNNINGHAM
CHIEF ADMINISTRATIVE OFFICER

ESTRELLA ESCOBAR
EXECUTIVE ASSISTANT TO THE MAYOR

MARK THREADGILL
EXECUTIVE ASSISTANT TO THE MAYOR



CITY COUNCIL

JAN SUMRALL
DISTRICT NO. 1

ROSE RODRIGUEZ
DISTRICT NO. 2

LARRY M. MEDINA
DISTRICT NO. 3

JOHN COOK
DISTRICT NO. 4

PRESI ORTEGA, JR.
DISTRICT NO. 5

PAUL JOSEPH ESCOBAR
DISTRICT NO. 6

LUIS G. SARIÑANA
DISTRICT NO. 7

ELVIA G. HERNANDEZ
DISTRICT NO. 8

REGULAR COUNCIL MEETING
COUNCIL CHAMBERS
FEBRUARY 20, 2001
9:00 A.M.

The City Council met in regular session at the above place and date. Mayor Carlos M. Ramirez present and presiding and the following Council Members answered roll call: Jan Sumrall, Rose Rodriguez, Larry M. Medina, John F. Cook, Presi Ortega, Jr., Paul Joseph Escobar and Luis G. Sariñana. Absent: Elvia G. Hernandez. Meeting was called to order and the invocation was given by Pastor Richard Johnson, Christ Cathedral New Life Worship Center, followed by the Pledge of Allegiance to the Flag of the United States of America, Mayor's Proclamations & Certificates.

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to accept, on behalf of the City of El Paso, the following gift, identified further in Exhibit A: (Exhibit on file with this Resolution in the City Clerk's office)

1. One (1) untitled pen and ink drawing by artist Jose Cisneros offered by the artist.

Mr. Bill Thompson, Museum Curator, thanked the artist for his generous gift.

Motion made by Representative Ortega, seconded by Representative Escobar and unanimously carried to approve the above Resolution.

Motion made by Representative Ortega, seconded by Representative Sumrall, and unanimously carried to approve, as revised, all matters listed under the Consent Agenda unless otherwise noted. (Items approved under Consent Agenda will be shown with an asterisk {*}).

*Motion made, seconded and unanimously carried to approve the Minutes for Regular City Council Meeting of January 23, 2001.

Motion made by Representative Sumrall, seconded by Representative Cook and unanimously carried to excuse Representative Hernandez from the Regular Council Meeting of February 20, 2001. Mayor Ramirez noted that Representative Hernandez had been called to Jury duty.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Lessor's Approval of Sublease between the City of El Paso, Texas (Lessor) and Ladies for Education, Advancement and Progress (L.E.A.P.) (Lessee), for Lots 4, 5, and 6, Block 2A, El Paso International Airport Tracts, Replat of Unit Four, City of El Paso, El Paso County, Texas, commonly known as 6501 Boeing Drive.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the Second Amendment to Industrial Site Lease Agreement by and between the CITY OF EL PASO and LADIES FOR EDUCATION, ADVANCEMENT AND PROGRESS ("L.E.A.P."), to amend the permitted uses under Exhibit "B" of such Industrial Site Lease Agreement. (Exhibit on file with the contract in the City Clerk's Office.)

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the following change to the January 21, 1965 "Declaration of Deed Restrictions and Covenants - Industrial Zones - Blocks 1-B, 1-C, 2-A, 2-B, 2-C, 3, 5, 7, 8, 9, 10, 11, 12, 13, and 14 - El Paso International Airport," as subscribed by the City of El Paso on May 15, 1979, be adopted:

Paragraph B. (1) of Article II, Permitted uses, shall be amended to read as follows:

(1) Administrative, professional, or government offices, and day care (including adult day care).

As herein amended, said Declarations shall remain in full force and effect.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following rental contract for space in the El Paso Museum of Art. Licensee is requesting permission to serve alcohol in the premises.

Event:	Dinner & Slide Presentation
Licensee:	Pharmacia
Date:	March 8, 2001
Time:	5:30 p.m. - 7:30 p.m.
Charge for Space:	\$500.00
Charge for Staff (est.):	\$180.00
Charge for Insurance:	\$40.00
Area(s):	Café

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to purchase on behalf of the City of El Paso the following works identified further in Exhibit A: (Exhibit on file with this Resolution in the City Clerk's office)

1. One (1) photogravure by artist Edward S. Curtis entitled "Waihusiwa, A Zuñi Kyáqimāssi," valued at \$7,500.00;
2. One (1) photogravure by artist Edward S. Curtis entitled "Sunset in Navaho-land," valued at \$2,500.00;
3. One (1) photogravure by artist Edward S. Curtis entitled "Qunia'ika-Mohave," valued at \$1,800.00;

with funds provided by an Anonymous donor. The total purchase price, \$10,000.00, includes an \$1,800.00 discount to the Museum.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to sign an outgoing loan agreement for the loan of the drawings "Sodbuster Study with Sweat" and "Sodbuster Study 'Head'" by Luis Jimenez to the South Texas Institute for the Arts for the exhibition "Luis Jimenez: A Survey." Exhibition dates are from January 12, 2001 through April 8, 2001, and all related fees will be paid by the South Texas Institute for the Arts.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Director of the El Paso Museum of Art be authorized to accept, on behalf of the City of El Paso, the exhibition "Susan Klahr: Small Paintings" which is scheduled to be on view at the Museum from February 18, 2001 through April 29, 2001. The exhibition was organized by the El Paso Museum of Art.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the following contracts on behalf of the Arts Resources Department for the FY 2001 Music Under the Stars World Festival to be held at the Chamizal National Memorial, as recommended by the Arts Resources Department Advisory Board. Price's Creameries will sponsor the guest artists.

1. Sergio Martinez for Musica Maestro; one performance on Sunday June 3, 2001; cost of \$7,000.00.
*(Price's Creameries "Give 'Em Five" Fund)
2. Tommy Fraga for Jazz Unlimited; one performance on Sunday, June 10, 2001; cost of \$1,500.00.

3. Eye for Talent Agency for Olodum; one performance on Sunday June 17, 2001; cost of \$13,000.00. *(Price's Creameries "Give 'Em Five" Fund)
4. Ismael Toralba for Maelo & His Band; one performance on Sunday, June 24, 2001; cost of \$1,000.00
5. Lorenzo Guel for Ceiba; one performance on Sunday, July 8, 2001, cost of \$1,000.00.
6. J. B. Barham for CowJazz; one performance on Sunday, July 15, 2001; cost of \$4,500. *(Price's Creameries "Give 'Em Five" Fund)
7. John Peterson for Art Lewis & The Cincinnati Band; one performance on Sunday, July 29, 2001; cost of \$500.00.
8. Rachel Narula for Harmonia; one performance on Sunday, August 5, 2001; cost of \$6,000.00. *(Price's Creameries "Give 'Em Five" Fund)
9. Luis Munoz for Mariachi Los Galleros; one performance on August 12, 2001; cost of \$1,000.00.
10. Samuel Leony; one performance on August 12, 2001; cost of \$200.00.
11. Linda Iris Munoz; one performance on August 12, 2001; cost of \$200.00
12. Don Bellezzo for Yesterday-Tribute to the Beatles; one performance on August 19, 2001; cost of \$6,000.00 *(Price's Creameries "Give 'Em Five" Fund)

Ms. Alejandrina Drew, Director of Arts Resources, explained Price's Creameries "Give 'Em Five" fund has donated \$26,000.00 to the Young At Art Series and \$42,000.00 to the Music Under the Stars program for a total of \$68,000.00.

Representative Sumrall stated this is the second year Price's Creameries has made such a generous donation. She thanked Price's Creameries and Ms. Drew.

Mayor Carlos M. Ramirez also thanked Price's Creameries for their generous contribution and stated Price's Creameries has been a great corporate citizen and a supporter of the Arts. He also thanked Council Members and Ms. Drew for their efforts to secure these donations.

Representative Ortega asked Ms. Drew if she would provide a report on her other fundraising efforts. He added perhaps Council Members might be able to assist Ms. Drew in her efforts.

Ms. Drew stated she will provide a memo to Council.

Motion made by Representative Sumrall, seconded by Representative Ortega and unanimously carried to approve the above Resolution.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Grant Agreement of April 29, 1997 between the City of El Paso and El Paso Community College (E.P.C.C.), for the provision of instruction services in English as a Second Language and the General Equivalency Development (GED) Certificate Preparation to the City's federally designated Enterprise Community. This Amendment will extend the termination date of the Grant Agreement from February 28, 2001 to May 1, 2001.

Representative Sariñana asked what the remaining balance of the fund was and also inquired if there would be any new monies coming in.

Mr. Thomas Serrano, Community Development, explained the remaining balance of the fund is \$3,500.00 and stated no new monies would be coming in.

Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor on behalf of the City and the City Clerk, be authorized to sign a Release of Lien in the amount of SIX THOUSAND THREE HUNDRED FIFTY AND NO/100THS DOLLARS (\$6,350.00 - \$5,457 loan/\$893 grant) against the following described real property:

Lot 21, Block 14, TEJAS ADDITION THIRD SECTION, an Addition to the City of El Paso, El Paso County, Texas, according to the map thereof on file in Book 6, Page 71, Plat records of El Paso County, Texas; also known and numbered as 6231 Taos, El Paso, Texas 79901.

for consideration paid to the City in full satisfaction of that certain promissory note executed by the owner of the above-described real property and payable to the order of the City; and that the City Comptroller issue a refund check resulting from an overpayment on the loan in the amount of TWENTY FIVE AND 14/100THS DOLLARS (\$25.14).

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign the Grant Agreement between the El Paso Empowerment Zone Corporation and the City of El Paso to provide for a payment to the City of a maximum of \$55,000.00 in Empowerment Zone funds granted by the U.S. Department of Housing and Urban Development in support of the Land Redevelopment Project within the Empowerment Zone. Such payments shall be utilized to cover costs of a consultant or contract employee to coordinate work on the brownfields-reuse strategies with City departments, state and federal agencies, and the El Paso Empowerment Zone Corporation. The City will match the grant amount by providing in-kind services from various City departments in a total amount of \$55,000.00. The Grant Agreement shall continue in effect until March 31, 2002.

Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That **RAYMOND TELLES**, Assistant City Attorney, be appointed as a member of the 13(c) Claims Committee to replace **MICHAEL HAYES**, former Assistant City Attorney.

Representative Sumrall explained the monetary awards that the individuals receive is \$1,000.00, she hoped that this amount might be increased to \$4,000.00 or \$5,000.00.

Mayor Carlos M. Ramirez stated at this time the Council is appointing the individuals; however, the monetary awards could be considered at a later date.

Motion made by Representative Sumrall, seconded by Representative Ortega and unanimously carried to approve the above Resolution.

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Motion made, seconded and unanimously carried to move to the regular agenda the following:

RESOLUTION

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That **TERRY BOND**, Acting Personnel Director, be appointed as a member of the 13(c) Claims Committee to replace **PAT DIAMANTI**, former Personnel Director.

Please see above discussion.

Motion made by Representative Sumrall, seconded by Representative Ortega and unanimously carried to approve the above Resolution.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign and submit a request to extend the time periods for the COPS MORE Grant-1999CLWX0259 and Supplement #1 to the grant, from the U.S. Department of Justice, Office of Community Oriented Policing Services, by extending the award ending dates to September 30, 2002.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the salary for a substitute Associate Municipal Judge for the Municipal Arraignment Court be set as follows:

\$150.00 per morning session
\$150.00 per afternoon session
\$300.00 for all day service

and,

That the salary for a substitute Prosecutor for the Municipal Arraignment Court be set as follows:

\$100.00 per morning session
\$100.00 per afternoon session
\$200.00 for all day service

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Library Director be authorized to sign the Exhibit Contract with Linda King covering the exhibition, "Family History - Genealogy Materials," at the Westside Branch of the El Paso Public Library System for the period of March 1, 2001, to March 21, 2001. This exhibition is at no cost to the City.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contract on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000/2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**SAN JUAN RECREATION CENTER
NO. 510123, SUB-OBJECT 202214**

1. CONTRACTOR: Michelle Rochel, Aerobics Instructor
DATES: March 5, 2001, thru August 29, 2001
RATE PER CL: \$7.90
MAXIMUM AMT: \$395.00
CONTRACT: 2000/2001-145

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000/2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**MISSOURI RECREATION CENTER
NO. 510081, SUB-OBJECT 202214**

1. CONTRACTOR: Rosy Saucedo, Aerobics Instructor
DATES: March 1, 2001, thru August 30, 2001
RATE PER CL: \$13.70
MAXIMUM AMT: \$1,452.20
CONTRACT: 2000/2001-146

**NORTHEAST RECREATION CENTER
NO. 510107, SUB-OBJECT 202215**

3. CONTRACTOR: Cosmos McGuire, Aerobics Instructor
 DATES: February 20, 2001, thru June 28, 2001
 RATE PER CL: \$9.55
 MAXIMUM AMT: \$382.00
 CONTRACT: 2000/2001-148

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000/2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**NORTHEAST RECREATION CENTER
NO. 510107, SUB-OBJECT 202215**

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|----|--------------|---|
| 1. | CONTRACTOR: | Lily M. Tharp, Scorekeeper for Midnight Basketball |
| | DATES: | February 20, 2001, thru April 15, 2001 |
| | RATE PER GM: | \$6.00 |
| | MAXIMUM AMT: | \$288.00 |
| | CONTRACT: | 2000/2001-149 |
| 2. | CONTRACTOR: | Virgil B. Tharp, Timekeeper for Midnight Basketball |
| | DATES: | February 20 2001, thru April 15, 2001 |
| | RATE PER GM: | \$6.00 |
| | MAXIMUM AMT: | \$288.00 |
| | CONTRACT: | 2000/2001-150 |

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

THAT the Mayor be authorized to sign the "Park Partner" Agreement with the following organization for maintenance and other services on City property as described in the Agreement:

Cristo Rey After School Enrichment Program Houston Park

AND THAT the Mayor be further authorized to sign additional documents and take additional action necessary to fulfill the purpose of this contract.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Volunteer Services Agreement between the City of El Paso and Eileen Moore, Celtic Cultural Club, to perform traditional Irish Dances in honor of St. Patrick's day at the Westside Branch of the El Paso Public Library on March 14, 2001. There is no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Volunteer Services Agreement between the City of El Paso and Patricia Lynn Mowad for the El Paso Public Library. There is no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **CHARLENE THOMASSON WOODSELL** as an Underage Drinking Initiative Coordinator for the Police Department at the rate of \$16.83 per hour, not to exceed 40 hours per week. The total amount of the contract shall not exceed \$35,000.00 and the term of the contract shall be for the period of February 21, 2001 through November 30, 2001.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Personal Services Contract between the **CITY OF EL PASO** and **CYNTHIA ARANDA** to extend the time of performance and to increase the mileage rate.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Amendment to the Personal Services Contract between the **CITY OF EL PASO** and **GAIL CALDWELL** to extend the time of performance and to increase the mileage rate.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a two-year Personal Services Contract in accordance with CSC Charter Article VI, Section 6.6-5, paragraph F, between the City and the following contractor. This contract is subject to the approval of the City's Civil Service Commission.

Adeel Shaikh, Information Services, at a biweekly salary of \$1,807.69, to perform duties of Webmaster.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Temporary Services Contract for an Independent Contractor between the **CITY OF EL PASO** and **MONICA INES HUERTA** to plan and implement the Neighborhood Kids Program at the Museum of Art at the rate of \$10.00 per hour, not to exceed 25 hours per week. The total cost of the contract shall not exceed \$3,743.00 and the effective date of the contract is February 26, 2001 through June 8, 2001. This contract is subject to the approval of the City's Civil Service Commission.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Personal Services Contract between the **CITY OF EL PASO** and **BRUCE ORNDORF**, as a Latent Fingerprint Trainer and Examiner for the Police Department at the rate of \$18.00 per hour, not to exceed 40 hours per week. Contract term is from February 23, 2001 through August 22, 2001. This contract is subject to the approval of the City's Civil Service Commission

***RESOLUTION**

BE IT RESOLVED BY THE CITY OF EL PASO:

That the Mayor be authorized to sign a Consent to Assignment from TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH), and TASK-MASTERS, a division of LIFE MANAGEMENT CENTER to TEXAS INDUSTRIES FOR THE BLIND AND HANDICAPPED (TIBH), and BORDER TM INDUSTRIES, a division of LIFE MANAGEMENT CENTER, with respect to the City of El Paso's Contracts Nos. 0071-96, 0072-96, and 0073-96 to provide specified maintenance services for the Parks and Recreation Department.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Consent to Assignment from EL PASO FORD NEW HOLLAND, INC. to BISSETT SPECIALTY EQUIPMENT, INC. with respect to the City of El Paso's Contract No. 2000-050 to provide Tractors with Slope Mowers to various City of El Paso Departments.

*Motion made, seconded and unanimously carried to delete the Resolution that the Mayor be authorized to sign an Advertising Agreement between the City of El Paso and the El Paso Times for retail advertising from February 5, 2001 to February 3, 2002, for the City's minimum of 300 inches/lines/times of advertising per year. (2000-191)

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign a Consent to Assignment of proceeds from MAHEIR JANITORIAL SERVICE to ACCION TEXAS with respect to the City of El Paso's Contracts Nos. 2001-052, 2001-055, and 2001-065 to provide janitorial service to various recreation and nutrition centers for the City of El Paso Parks and Recreation Department.

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***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with DAN'S LOCK AND SAFE SERVICE COMPANY to lend them Two (2) 32 Gallon Containers in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with the FEDERAL BUREAU OF INVESTIGATION - EL PASO DIVISION to lend them Five (5) 32 Gallon Containers and Fifteen (15) 8 Gallon Baskets in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with FRANKS SUPPLY CO., INC. to lend them One (1) 32 Gallon Container in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with RESCUE MISSION OF EL PASO to lend them One (1) 4 Cubic Yard Dumpster in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with SANTA FE PLACE APARTMENTS to lend them One (1) 4 Cubic Yard Dumpster, One (1) 32 Gallon Container, and One (1) 8 Gallon Basket in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with SIERRA TITLE COMPANY to lend them Two (2) 32 Gallon Containers and Nine (9) 8 Gallon Baskets in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

***RESOLUTION**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to sign an Agreement with TEXAS BOOMBOX FACTORY to let, them One (1) 4 Cubic Yard Dumpster in exchange for their recyclable materials in conjunction with the Department of Solid Waste Management's recycling program. This Agreement is at no cost to the City.

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***RESOLUTION**

You are hereby notified that at 9:00 a.m. on the 13th day of March, 2001 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 4722 Hercules Avenue, in El Paso, Texas, which property is more particularly described as:

Tracts 24 and 25, Sunrise Acres No. 2, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 2, Page 7, Plat Records of El Paso County, Texas

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Joseph Abraham, Jr., 717 E. San Antonio Avenue, El Paso, Texas is listed as the Owner of the real property described herein.

The Owner of said property is hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said building should not be declared a nuisance and ordered to be abated; and

The Owners, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work.

If the Owner fail, neglect or refuse to comply with the order of City Council the City may pursue one, or all of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owners, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owners for failure to repair, remove or demolish said Buildings in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owners show that the property is the Owners' lawful homestead and;
- III) the Owners may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owners and all other persons having an interest in the property as provided by law.

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*RESOLUTION

You are hereby notified that at 9:00 a.m. on the 13th day of March, 2001 in the Council Chambers of City Hall, #2 Civic Center Plaza, El Paso, Texas, the City Council of El Paso will hold a public hearing on the question of whether the Building located on the property at 503-511 S. Mesa Street - Apartments, in El Paso, Texas, which property is more particularly described as:

Lots: 6-8 and a portion of Lot 9, Block 117, Campbell's addition, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 2, Page 68, Plat Records of El Paso County, Texas, and being more particularly described by metes and bounds in Exhibit "A" attached hereto and made a part thereof for all purposes

is unsafe and dangerous.

According to the real property records of the County of El Paso, Texas, Ho Woung Park, AKA Ho Woong Park, and In Ae Park, 11353 James Grant Drive, El Paso, Texas 79936 is listed as the Owners of the real property described herein.

The Owners of said property are hereby ordered to appear before City Council and any mortgagees, lien holders, and other persons having an interest in said property are entitled to appear before City Council at said date, hour, and place to show cause why said Buildings should not be declared a nuisance and ordered to be abated; and

The Owners, lien holders, mortgagees, or any other person having an interest in the property are hereby required to submit at the hearing proof of the scope of any work that may be required to comply with the ordinance and the time it will take to reasonably perform the work.

If the Owners fail, neglect or refuse to comply with the order of City Council the City may pursue one, or all of the following actions:

- I) the city will perform any and all work needed to bring the property into compliance with this order, at its own expense, but for and on account of the Owners, of said property, the cost of which shall be assessed as a lien against the property and;
- II) assess a civil penalty against the property Owners for failure to repair, remove or demolish said Buildings in an amount not to exceed \$1000.00 a day for each violation, or \$10 a day if the Owners show that the property is the Owners' lawful homestead and;
- III) the Owners may be confined in jail as permitted by state law and;
- IV) appoint a receiver as permitted by state law.

Any civil penalty or assessment imposed will accrue interest at a rate of ten (10) percent a year from the date of the assessment until paid in full; and

That the City Clerk is ordered to provide notice of this hearing to the record Owners and all other persons having an interest in the property as provided by law.

*Motion made, seconded and carried that the following First Time Home Buyers applications be approved in the amounts shown below as recommended by the Director of Community and Human Development and that the City Comptroller be authorized to issue checks in the amounts shown below for the approved applications.

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|----|----------------------|--------------------|
| A. | 01-02-FTHB/HL-0446 | Loan: \$20,000.00 |
| | Interest 0% | Term: 357 months |
| | 11567 Pratt (36) | Total: \$20,000.00 |
| | | |
| B. | 01-01-FTHB/HLG-0440 | Loan: \$10,000.00 |
| | Interest 0% | Grant: \$10,000.00 |
| | 5504 Garry Owen (03) | Term: 360 months |
| | | Total: \$20,000.00 |

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*Motion made, seconded and unanimously carried to approve the request for the following name to be placed on the Reinstatement list in accordance with Article VI, Section 6.10-10, of the Civil Service Charter Provisions:

Gabriel Esparza, Police Officer

* Subject to provisions of Rule 13, Section 7.d.

.....
*Motion made, seconded and unanimously carried to approve the request to fill position(s) on a temporary basis in accordance with Article VI, Section 6.6-3, of the Civil Service Charter Provisions:

- A. Laborer, Street Department (2 positions)
- B. Laborer, Street Department (1 position)
- C. Laborer, Zoo Department (1 position)
- D. Library Assistant, Library Department (1 position)
- E. Library Information Specialist I, Library Department (1 position)

.....
*Motion made, seconded and unanimously carried to approve the requests for provisional appointment(s) in accordance with Article VI, Section 6.6-2, of the Civil Service Charter Provisions:

- A. Engineering Technician III, Engineering Department (1 position)
- B. Engineering Technician III, Street Department (1 position)
- C. Tire Repairer, Equipment Maintenance Department (1 position)

.....
*Motion made, seconded and unanimously carried to re-appoint Alonso A. Flores to the Ethics Review Commission as requested by Representative Hernandez.

.....
*Motion made, seconded and unanimously carried to appoint Edward Frausto to the City Accessibility Advisory Committee for the Handicapped by Representative Ortega.

.....
*Motion made, seconded and unanimously carried to appoint Dr. Carlos A. Yates to the Commission on Border Relations by Mayor Ramirez.

.....
*Motion made, seconded and unanimously carried to postpone one week the removal of Eddie Holguin, Jr., from the Community Development Steering Committee, as requested by Representative Escobar.

.....
*Motion made, seconded and unanimously carried that the Motion of January 31, 2001 be amended to read that the Director of Purchasing be authorized to issue a Purchase Order to Penton Media, Inc. in the amount of \$28,028.75. (2000-134).

*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to exercise the City's option to extend the term of the agreement for two (2) additional years, from May 1, 2001 to April 30, 2003 pursuant to the provisions of Contract 1999-32-112 with McCain Traffic Supply, Inc., Vista, California for Traffic Signal Heads.

Option No: One (of one)

Department: Street
Funds available: 010288-203203 & 250102-PW0033-208036
Funding source: General Fund and CO FY2000
Total award: \$48,351.00 (estimated annually)

.....

*Motion made, seconded and unanimously carried to authorize the Director of Purchasing to exercise the City's option to extend the term of the agreement for two (2) additional years from May1, 2001 to April 30, 2003 pursuant to the provisions of Contract 1999-32-117 with Cataphote, Inc., Jackson, MS for Glass Beads.

Option No.: One (of one)

Department: Street
Funds available: 010287-203122
Funding source: General Fund
Total award: \$20,928.00 (estimated annually)

.....

*Motion made, seconded and unanimously carried to award Bid No. 2001-060 Hendrickson Suspension Service and Parts

Award to: Stanley Spring and Suspension
El Paso, Texas

Item: All

Amount: \$25,000.00 (estimated annually)

Department: Equipment Maintenance
Funds available: 370510-203121 & 203125
Funding source: Equipment Maintenance Internal Service Fund
Total award: \$25,000.00

The Equipment Maintenance and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Two bids submitted (El Paso Great Basin Trucks & Truck Enterprises) were considered non-responsive as they did not incorporate the correct pricing section (A) into their bid.

Vendor offers the City the option to extend the contract for two (2) additional years at the same unit prices if the option is exercised within two (2) years from the date of the award.

This a Requirements Type Contract with an initial term of THIRTY SIX (36) months.

.....

*Motion made, seconded and unanimously carried to award Bid No. 2001-078

Project: Le Barron Pump Stations
Contractor: Silverton Construction Company, Inc.
El Paso, Texas
Department: Street
Funding: 115011-501070-208027 - General Obligations Funds (97)
Base Bid: \$974,800.00
Total Award: \$974,800.00

That the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the Deputy Director for Engineering, the Purchasing Contract Compliance Administrator and the City Attorney.

1. Lump Sum Component. As part of the award of this contract, the Director of Public Works is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$10,000.00 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.
2. Unit Price Component. Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

DESCRIPTION OR EXPLANATION:

Base Bid I	-	\$974,000.00
Base Bid IA	-	\$ 800.00

Total Recommended Award: \$974,800.00

.....
*Motion made, seconded and unanimously carried to award Bid No. 2001-082 Portable Yard Ramp

Award to: Bluff Manufacturing, Inc.
Fort Worth, TX
Item: 1 with options O1 and O2
Amount: \$11,657.00

Department: El Paso International Airport
Funds available: 620020-208006-500004
Funding source: Airport Enterprise Fund
Total amount: \$11,657.00

The El Paso International Airport and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to purchase one (1) Portable Yard Ramp.

Vendor does not offer a fast pay discount.
.....

*Motion made, seconded and unanimously carried to award Bid No. 2001-086

Project: El Paso International Airport Air Cargo Fuel Farm
Contractor: Ortega Construction Co., Inc.
El Paso, Texas
Department: Airport
Funding: 620001-AP0009-208027 - Airport
Base Bid: \$69,748.75 (Estimate)
Total Award: \$69,748.75 (Estimate)

That the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the Deputy Director for Engineering, the Purchasing Contract Compliance Administrator and the City Attorney.

Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

DESCRIPTION OR EXPLANATION:

Base Bid IA - \$36,500.75
Base Bid IB - \$33,248.00

Total Recommended Award: \$69,748.75 (Estimate)

.....
*Motion made, seconded and unanimously carried to award Bid No. 2001-087 Tennant Proprietary Parts

Award to: Tennant
Minneapolis, MN
Item(s): 1 and 2B
Amount: \$25,000.00 (Estimated annually)

Department: El Paso International Airport
Funds available: 620003-203121
Funding source: Airport Operating Funds
Total amount: \$ 25,000.00

The El Paso International Airport and the Purchasing Departments recommend award to Tennant. They are the low, responsive, and responsible bidder meeting specifications.

This is a twenty-four (24) month requirements-type Contract for Tennant Proprietary Parts. The Contract will officially begin at 12:01 midnight, February 21, 2001.

No option is offered by the vendor to extend the term of the contract. No prompt payment discount is offered.

.....
*Motion made, seconded and unanimously carried to award Bid No. 2001-092 Air Purification/Respiratory Parts

Award to: First In, Inc.
Phoenix, Arizona
Items: 1
Total award: \$150, 000.00 (estimated annually)

Department: Fire Department
 Funds available: 010319-203208
 Funding source: General Operating Budget
 Total award: \$150,000.00

The Fire Department and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

Vendor offers the City the option to extend the term of the contract for one (1) additional year at the same unit prices if the option is exercised within one (1) year from the date of the award of the contract.

This a Requirements Type Contract with an initial term of twenty-four (24) months.

.....
 *Motion made, seconded and unanimously carried to approve budget transfer BT201-280 NON-DEPARTMENTAL

To transfer appropriation from contingency for Texas Border Infrastructure Coalition.

Decrease	\$61,277	from	010273/101001/204405	Contingency
Increase	\$61,277	to	010273/101001/204414	Prof License

.....
 *Motion made, seconded and unanimously carried to approve budget transfer BT201-283 COMMUNITY DEVELOPMENT

This budget transfer establishes the account for the Public Service Board (PSB) portions of the Collingsworth Subdivision Phase III, Street and Drainage Improvement Project, a 26th Year (2000-2001) Community Development Project.

Increase	\$89,007	to	150065/7126PS0008/106002	Local Grant Proceeds
Increase	\$89,007	to	150065/7126PS0008/208027	Construction

.....
 *Motion made, seconded and unanimously carried to approve budget transfer BT201-286 AIRPORT

Transfer to set up remaining funds needed for construction of air cargo building #4 per engineering estimate.

Increase	\$7,200,000	to	620021/AP0003/208027	Contingen CWIP
Increase	\$7,200,000	to	620021/AP0003/107001	Intrafund Trf In
Increase	\$7,200,000	to	620018/500002/107002	Est Revenue
Increase	\$7,200,000	to	620018/500002/207001	Intrafund Trf Out

.....
 Motion made, seconded and unanimously carried to move to the regular agenda BT201-287 OMB

Mayor Carlos M. Ramirez explained that in order to make the City departments more efficient several departments are being consolidated.

Mr. Bill Chapman, Chief Financial Officer, reiterated the Mayor's comments. He elaborated as to which departments are being relocated and consolidated. He mentioned the switchboard operator has been relocated to the 1st floor and it is also an information desk for the public.

Representative Cook responded this is very consumer oriented.

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Mr. Chapman commented that new elevators will be installed in the summer.

Mayor expounded on the elevator issue. He stated City employees will be asked to utilize the stairs during the renovation process so that the public might have access to the elevators.

Representative Ortega asked Mr. Chapman how old the City Hall building was.

Mr. Chapman replied 22 years. He added many floors still have the original carpeting and furniture.

Representative Sariñana asked Mr. Chapman for an explanation regarding "investment interests".

Mr. Chapman provided Representative Sariñana that explanation.

Ms. Monica D. Cunningham, Chief Administrative Officer, replied there is no unallocated money unaccounted for.

Mayor Ramirez stated that by consolidating the departments the financial assets can be more closely monitored.

Motion made by Representative Sumrall, seconded by Representative Rodriguez and unanimously carried to approve budget transfer BT201-287 OMB

Set up necessary appropriations for projected furniture and equipment expenditures for anticipated departmental needs due to relocation at City Hall.

Increase	\$ 80,000	to	102008/540008/105000	Investment Interest
Increase	\$ 80,000	to	102008/540008/208009	Furniture & Equip
Increase	\$350,000	to	102009/540009/105000	Investment Interest
Increase	\$350,000	to	102009/540009/208009	Furniture & Equip

*Motion made, seconded and unanimously carried to approve the request of Junior League of El Paso, Inc. to hold a foot race/walk on April 7, 2001 from 7:00 a.m. to 11:00 a.m. Route: Start at 1300 Hardaway, proceed on Hardaway, Bliss, Radford, Leeds, Hawley, Post, Howze, Hastings, Cumberland, Radford, Cumberland, Graham, Raynolds, Clifton, Radford, Trowbridge, Hardaway and end at 1300 Hardaway. Approximately 750 persons and one pace car will take part. This request includes permission to use amplification (microphone and speakers). Permit No. 01-010

*Motion made, seconded and unanimously carried to postpone four weeks an Ordinance changing the zoning of all of Lot 292, Block 18, Coronado Hills Section Two, City of El Paso, El Paso County, Texas (6100 Fiesta Drive) from R-3 (Residential) to S-D (Special Development), and imposing certain conditions. The penalty being as provided in Section 20.68.010 of the City of El Paso Municipal Code. Applicant / Representative: Nydia Martin, 4012 Esperanza Circle, El Paso, Texas 79922. ZC-00072 (District 1) **THIS IS AN APPEAL ZONING CASE**

RESOLUTION APPROVING DETAILED SITE DEVELOPMENT PLAN NO. DP-00014, FOR A PORTION OF SECTION 21, BLOCK 81, TOWNSHIP 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS (11100 BLOCK OF WHITEY FORD STREET), PURSUANT TO SECTION 20.04.140 OF THE EL PASO MUNICIPAL CODE.

WHEREAS, **El Paso Independent School District** (the "Applicant") has applied for approval of a detailed site development plan pursuant to Section 20.04.140 (Zoning) of the El Paso Municipal Code, to permit the construction and development of an elementary school;

WHEREAS, a report was made by the staff to the City Plan Commission and a public hearing was held regarding such application;

WHEREAS, the City Plan Commission has recommended approval of the subject detailed site development plan; and

WHEREAS, the subject detailed site development plan has been submitted to the City Council of the City of El Paso for review and approval;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. Pursuant to Section 20.04.150 of the El Paso Municipal Code, the City Council hereby approves the detailed site development plan submitted by the Applicant, to permit the construction and development of an elementary school on the following described property which is located in a R-F (Ranch-Farm) District:

A portion of Section 21, Block 81, Township 1, TEXAS AND PACIFIC RAILROAD COMPANY SURVEYS, municipally known and numbered as the 11100 Block of Whitey Ford Street.

A copy of the approved detailed site development plan, signed by the Applicant, the Mayor and the Secretary of the City Plan Commission, is attached hereto, as Exhibit "A" and incorporated herein by reference. (Exhibit on file with this Resolution in the City Clerk's Office.)

2. All construction and development on the property shall be done in accordance with the approved detailed site development plan and the development standards applicable in the R-F (Ranch-Farm) District regulations.

3. The Applicant shall sign an agreement to develop the property and to perform all construction thereon in accordance with the approved detailed site development plan and the standards applicable in the R-F (Ranch-Farm) District regulations. Such agreement shall be signed and filed with the Zoning Administrator and the Executive Secretary of the City Plan Commission before building permits are issued.

4. This approval shall be void if construction on the property is not started in accordance with the approved detailed site development plan within four (4) years from the date hereof.

Ms. Pat Adatao, Interim Planning Director, explained this is a request on behalf of the El Paso Independent School District to approve a detailed site development plan for a proposed elementary school in Northeast El Paso. The property is approximately 14.4 acres in size and is currently zoned ranch/farm. She stated the land was sold to the school district and as a condition of the sale the property required a detailed site development approval by the City. She elaborated on the site development plan regarding the parking spaces and a children's drop off area. She added the Development Coordinating Committee and the City Plan Commission recommend in favor and there is no opposition

Representative Cook expounded on the drop off site for the parents.

Mayor Carlos M. Ramirez added this is another example of the Superintendent's Round Table and the Planning Subcommittee working with the schools to guarantee when new elementary schools are planned they will incorporate a drop off zone.

Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to approve the above Resolution.

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ORDINANCE 14771

The City Clerk read an Ordinance entitled: **AN ORDINANCE REPEALING ORDINANCE NUMBER 014341, WHICH GRANTED A SPECIAL PRIVILEGE TO WESTERN MESA HILLS, LTD. TO PERMIT THE PRIVATE USE OF A PORTION OF PUBLIC DRAINAGE RIGHT-OF-WAY WITHIN BLOCK 2, LOTS 1 AND 2, OF MESA HILLS WEST SUBDIVISION FOR ACCESS, LANDSCAPING AND UTILITY INSTALLATION.**

Motion duly made by Representative Sumrall, seconded by Representative Medina that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar and Sariñana

NAYS: None Absent: Council Member Hernandez

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 14772

The City Clerk read an Ordinance entitled: **AN ORDINANCE PROVIDING FOR THE 2001 GENERAL ELECTION IN THE CITY OF EL PASO CALLING FOR AN ELECTION OF OFFICERS.**

Representative Ortega asked when the City went to single member districts.

Mr. Charlie McNabb, City Attorney, stated in 1977. Mr. McNabb explained the State does not mandate whether Cities go to single member districts, each City has a different structure.

Motion duly made by Representative Medina, seconded by Representative Escobar that the Ordinance be adopted. Whereupon the Mayor ordered that a vote be taken on the passage and adoption of the Ordinance which when so done resulted as follows:

AYES: Council Members Sumrall, Rodriguez, Medina, Cook, Ortega, Escobar and Sariñana

NAYS: None Absent: Council Member Hernandez

Whereupon the Mayor ordered that the vote having been cast in favor of the Ordinance, the same be and the same is hereby adopted.

.....
ORDINANCE 14773

The City Clerk read an Ordinance entitled: **AN ORDINANCE REVISING THE FEE SCHEDULE FOR THE FIRE DEPARTMENT MEDICAL SERVICES SYSTEM OF THE CITY OF EL PASO AND REPEALING ANY PREVIOUS FEE STRUCTURES.**

Ms. Loretta Jordan, Fire Medical Assistant Chief, explained this is a housekeeping measure due to the consolidation of both departments. She stated the indigent reduced fees have been added under the federal guidelines.

*Motion made, seconded and unanimously carried to delete the public hearing to determine if the Council Resolution of November 28, 2000 for the property located at 8601 Roberts Dr., in the City of El Paso (legal description on file with the City Clerk) has been complied with and to determine penalties if the council order has not been complied with.

.....
ORDER

WHEREAS, after providing due notice to the Owners of the hereinafter described property, the City Council of the City of El Paso conducted a Public Hearings on September 26th and February 20th, 2001 regarding the property located at 512 Center Way, more particularly described as:

Lot: 10, Block 6, North Loop Gardens #1, an addition to the City of El Paso, El Paso County, Texas, according to the plat thereof, recorded in Volume 15, Page 10, Plat Records of El Paso County, Texas

and found that the Building located on said property is substandard; unfit for habitation or use, and a hazard to public health, safety and welfare; and that the Building is not in substantial compliance with the Municipal Ordinances, and that the Building can not be repaired; and

WHEREAS, having found that the Building is not in substantial compliance with the Municipal Ordinances, the City Council ORDERED the Owners of said property to demolish the Building and remove all weeds, trash and debris, within 30 days of adoption of the Resolution dated September 26th, 2000, that is on or before October 26th, 2000.

WHEREAS, the City Council ORDERED the Owners of said property to appear before City Council on February 20th, 2001, for a Public Hearing to determine whether the Council Order has been complied with and to determine penalties if the Council Order has not been complied with:

WHEREAS, no one appeared.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the City Council, having heard the evidence, makes the following findings:
 - a. That the Owners of said property, Ollie V. Pagan, 7835 La Senda Drive, El Paso, Texas 79915, Ollie V. Pagan, 512 Center Way, El Paso, Texas 79915, Reba Pagan, 7835 La Senda Drive, El Paso, Texas 79915, Daniel Pagan, 7835 La Senda Drive, El Paso, Texas 79915, and Richard Yetter, 6770 Gateway East, Suite 501, El Paso, Texas 79915 (Trustee), were notified of the requirements of Section 18.52.040 and of his need to comply with these requirements as they relate to their property; and
 - b. That after notification, the Owners committed an act in violation of Section 18.52.040 or failed to take an action necessary for compliance with 18.52.040, specifically; the Owners failed to demolish the Building, and clean the premises of all weeds, trash and debris within 30 days after September 26th, 2000 that is, on or before October 31st, 2000 and
 - c. That the Owners have failed to comply with the Order each day from October 31st, 2000 through February 20th, 2001, a total of 111 days; and
 - d. That the property which is subject to the Order is not the Owner's homestead; and

- e. That the City Council can assess a civil penalty against the Owners in an amount not to exceed \$1,000.00 a day for each violation, a total of \$111,000.

NOW, THEREFORE, BE IT ORDERED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

1. That the Owners are not be assessed a civil penalty at this time; and
2. That the City demolish the structure and clean the property, for and on account of the owners; and
3. That the cost incurred by the City in connection with demolishing the Building and cleaning the premises shall become due and payable within thirty (30) days of the date of completion of the work and such cost shall be assessed as a lien against the property unless paid; and
4. That the City Clerk file a certified copy of this Order with the District Clerk of the County of El Paso; and
5. That the Owners are hereby placed on notice that continuing failure to comply with the City Council's Order to demolish the Building and clean the premises of all weeds, trash, and debris may result in additional penalties.

Mr. Thomas Maguire, Building Services, read the recommendations of the Department. He stated to date the Council Order has not been complied with.

Representative Sariñana asked about the status of the property.

Mr. Charlie McNabb, City Attorney, reviewed what transpired at the Council meeting of 02/13/01. He explained the owners could not demolish due to the decision of the probate court. The City's usual procedure is to demolish and then place a lien on the property.

Mr. Maguire responded he will submit the paperwork to start the demolition immediately.

Representative Sariñana explained Center Way will be under construction soon and stated his concerns regarding the construction. He made additional comments regarding assessing fines.

Ms. Monica D. Cunningham, Chief Administrative Officer, responded the Departments can coordinate therefore one project would not interfere with the other.

Mr. Maguire responded the Department has not recommended assessing any financial amount as of yet, he added additional comments regarding the property's history.

Motion made by Representative Sariñana, seconded by Representative Cook and unanimously carried to adopt the above Resolution approving the Department's recommendations.

.....
Motion made by Representative Cook, seconded by Representative Sariñana and unanimously carried to reject RFP No. 2001-018R Police Mobile Computing Telecommunications Upgrade as recommended by Purchasing and the El Paso Police Departments.

This requirement will be reviewed by the user department. A new solicitation will be issued at a later time.
.....

Motion made by Representative Cook, seconded by Representative Escobar and unanimously carried to postpone one week the request that the Director of Purchasing be authorized to issue Purchase Order to Crystalizations System, Inc. proprietary designers of the Moving Storage Units that are currently in use at the Museum of Art. (2001-135) and to correct the total award amount from \$20,00.00 to \$20,000.00.

Department: Museum of Art
Funds Available in: 250101-208008
Funding Source: Certificate of Obligation 2000
Total Award: \$20,000.00 (estimated annually)

Representative Ortega asked for clarification.

Mr. Byron Johnson, Director of Purchasing, explained when the Museum of Art was built a separate bid went out for the art storage shelving units. These are movable units to maintain the art in a safe and secure unit. The City bought a system that will allow for expansion. This is the first purchase of additional storage units.

Representative Ortega asked if this is an every year item.

Mr. Johnson responded these units should hold for the next 3-5 years.

Representative Escobar inquired this is for art not being displayed, is the art being rotated out for display or is the artwork stored indefinitely.

Ms. Monica D. Cunningham, Chief Administrative Officer, stated the museum will provide a report regarding the storing of art pieces. Ms. Becky Duval Reese, Director of Museums, will provide a full report to Council Members.

Mr. Ray Gilbert, citizen, asked about the typographical error. He commented on the Certificate of Obligation 2000 funding source regarding this item.

Ms. Cunningham responded to the comments made by Mr. Gilbert.

Mr. Charlie McNabb, City Attorney, asked Council to postpone this item due to the typographical error and to correct the error for the next agenda.

Mayor Carlos M. Ramirez reiterated that the Council goes through the budget process every year. He added there is no slush fund, every penny is accounted for.

.....
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to award Bid No. 2001-062

Project: Playground Equipment Installation at Eleven Sites
Contractor: Ticon, Inc.
El Paso, Texas
Department: Parks & Recreation
Funding: 159242-518000-000-208004 / \$35,960.00 / Parkland Dedication Fees
131001-501540-208027 / \$175,657.00 / C.O. (95A)
135001-501540-208027 / \$323,327.10 / C.O. (98A)
Base Bid: \$534,944.10
Total Award: \$534,944.10

It is recommended that Karjee Concrete Contractors, Inc., the low bidder, be allowed to withdraw his bid as requested without prejudice or forfeiture of his bid security; and

That the Mayor of the City of El Paso be authorized to sign the referenced contract with Ticon, Inc., the second low bidder, as approved by the Deputy Director for Engineering, the Purchasing Contract Compliance Administrator and the City Attorney. Additionally, it is requested that the Mayor be authorized to execute budget transfers for this award and project, as necessary.

As part of the award of this contract, the Director of Public Works is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$10,000.00 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

DESCRIPTION OR EXPLANATION:

Base Bid	-	\$480,569.10
Alternate #1	-	\$ 29,772.00
Alternate #2	-	\$ 24,603.00

Total Recommended award: \$534,944.10

Mayor Carlos M. Ramirez named the parks that will be affected by this agenda item: Delgado, Sherman, Album, Crestmont, Ponder, Vista Del Sol, Tyrone, Caribe and Galatzan. He stated the contractor will have 240 days to complete the project.

Council members expressed concern on installing the equipment in parks in their areas. Representative Cook asked other Council Members to allow the departments to do their jobs and not to "upset the apple cart".

Mr. Byron Johnson, Director of Purchasing, explained the Purchasing and Parks & Recreation Departments will draw lots for the parks to determine when equipment will be installed.

Representative Ortega explained that Council was rejecting one bid to give to another company. He stated the original company could not do the job within the bid amount that they submitted.

Mr. Byron Johnson, Director of Purchasing, explained the equipment that the company proposed did not meet the specifications. The company agreed that they do not meet the specifications with the alternate manufacturer and have requested permission to withdraw.

Representative Ortega asked how much time was lost during this equipment specification bantering process.

Mr. Johnson responded the department spent three to five weeks going through the process, everyone was treated equally. He added everyone must be given an opportunity to bid, it is a fair and equitable process.

Representative Sumrall asked Mr. Johnson if he could provide a list of other projects where the City has had other similar experiences with this same company.

Mr. Charles Nutter, Director of Parks & Recreation, explained Palm Grove has been added to the list.

Mr. Ray Gilbert commented about the Certificates of Obligation appropriated to this project.

Ms. Cunningham explained the delay of the projects had to do with engineering and other issues and not money issues.

.....
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to award Bid No. 2001-077 40 Yard Front Load Refuse Truck

Award to: Dallas Peterbilt, L.P.
Irving, TX
Item: 1 with Optional Item O2
Amount: \$416,043.00
7,000.00 Less trade-in allowance
\$409,043.00

Department: Solid Waste Management
Funds available: 250101-208029-MB0001-160 / 010296-202300
Funding Source: FY2000 Certificates of Obligation (\$410,343.00)
General Fund (\$5,700.00)
Total amount: \$416,043.00

The Equipment Maintenance, Solid Waste Management, and Purchasing Departments recommend award as indicated to the lowest responsive offer meeting specifications, from responsible parties.

This is a fixed-price, single (one-time) purchase, to purchase three (3) 40 Yard Front Load Refuse Trucks. There is an option to purchase up to one hundred percent (100%) of the original contract quantities, at the same unit price, if the option is exercised within one hundred eighty (180) days from the date of award of the contract. No prompt payment discount is offered.

Representative Sariñana asked about the amount stated for trade in value.

Mr. Byron Johnson, Director of Purchasing, stated it was the correct amount.

.....
Motion made by Representative Medina, seconded by Representative Cook and unanimously carried to award Bid No. 2001-084

Project: Fire Station No. 30
Contractor: Steelcon Building Co., Inc.
El Paso, Texas
Department: Fire
Funding: 135001-501544-208027 - Certificates of Obligation (98A)
Base Bid: \$873,400.00
Total Award: \$873,400.00

That the Mayor of the City of El Paso be authorized to sign the referenced contract approved by the Deputy Director for Engineering, the Purchasing Contract Compliance Administrator and the City Attorney.

1. Lump Sum Component. As part of the award of this contract, the Director of Public Works is authorized to approve contract changes which are necessary for proper construction of the work and carrying out the intent of the design, but which do not increase the scope of the contract as awarded, in an amount not to exceed \$10,000.00 per numbered change order, and not to exceed the total of 10% of the original contract price as awarded, without further authorization by City Council.

2. Unit Price Component. Work under the unit price component is only an estimated value or not to exceed amount and will be ordered, performed, invoiced and paid by measured quantity. The actual cost of the unit price component will be the sum total of unit prices at the end of the contract term.

DESCRIPTION OR EXPLANATION:

Base Bid I	-	\$865,000.00
Base Bid IA	-	\$ 8,400.00

Total Recommended Award: \$873,400.00

Mayor Carlos M. Ramirez explained this fire station will enhance Representative Cook's District.

Representative Cook asked when the construction would be completed.

Fire Chief Donald Marron, Planning Division, responded pre construction begins next month and eight months from that date the station should be open. He added two other stations are opening; one on the east side and the west side.

Mayor Carlos M. Ramirez explained this is another example of the efficiencies instituted in City government. The City hired one architect to design several fire stations the only difference is in the facade.

.....
No action was taken regarding the request for proper utilization of trained Police personnel. (Dr. Karen Gold)

Dr. Karen Gold, member of the Community Traffic Advisory Board, read from a prepared statement.

Representative Cook asked if the breathalyzer is the only test that the Police may utilize or is there no some other type of field sobriety test.

Captain Roy Davis, El Paso Police Department, replied the officers utilize the field sobriety test as a "probable cause" to bring an individual to the Police Station. The breathalyzer solidifies the observations of the officers. Captain Davis explained that the breathalyzer readings are not admissible as evidence in the court of law.

Representative Sumrall asked Captain Davis about civilians occupying positions within the Police Department.

Mayor Carlos M. Ramirez responded that the Council Members were provided with a copy of the Press Release from Ms. Len Golden Price, Director of Administrative Services with the Police Department. He then read from this Press Release with regard to the positions at the Police Department that have already been filled with civilian personnel. He added there are several other positions that are being targeted for civilian personnel.

Ms. Price explained that the Police Department has been civilianizing positions since the 1970's. She expounded on the divisions that will soon add civilian personnel. Much of the paperwork that is filled out by the officers is mandated by the State and are sworn Affidavits, which the officers themselves must fill out. She explained this documentation has the capability of placing individuals into jail for long periods of time; however, if the paperwork is not filled out properly and clearly the individuals might go free. Ms. Price explained the Police Department is looking into a number of different technologies that might assist the officers in their paperwork processing. She then expounded on the various types of technologies which the Police Department is considering utilizing.

Representative Cook cautioned Ms. Price on the utilization of a front end system with the text base system. He asked that Ms. Price closely evaluate whether or not this is a sound decision.

Ms. Price responded that the Police Department is still evaluating this system and that the possibility of becoming a beta test site is being considered as well.

Representative Ortega asked Dr. Gold if her requests had been presented to the Police Department and were these requests not addressed effectively or efficiently.

Dr. Gold responded that as a member of the Community Traffic Advisory Board she had previously discussed these issues with the Board, since, at these Board meetings, a representative of the Police Department is present. She reiterated that the issues presented today had not been satisfactorily addressed which is why she is here today at the Council meeting.

Representative Ortega stated he would have liked to have had a Police Legislative Review meeting prior to today's Council meeting so that these issues might have been addressed in greater detail.

Dr. Gold reiterated that her overall message is that the City has very valuable, well trained resources and she would like to see them being utilized better and to keep up with the times.

Representative Escobar thanked Dr. Gold for bringing this to the Council's attention. However, he asked that she also consult with the District Attorney's office due to the legalities of some documents.

Dr. Gold responded that the comments she has made today were merely a means to open up the lines of communication.

Representative Sariñana asked Ms. Price about the grant regarding civilianizing positions.

Ms. Price responded the amount of the grant is approximately \$150,000.00 for six positions. This is a one-year grant. She added that the six positions will then be incorporated into the Police budget.

Mayor Ramirez summarized that the Police Department, with the support of the City and the Mayor, has done a tremendous amount of work in the last few years. He gave examples of the DIMS system, utilizing a new NT computer system, the computer system in patrol vehicles is currently under review, the AVL (Automated Vehicle Locator) which will expedite the roadwork of the officers and the utilization of LIFESCAN, which is a fingerprinting system.

.....
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to refer to the Legal and Police Departments and return to Council in four weeks for an update regarding the school zone safety. (George Atkins, Community Transportation Advisory Board)

Mr. George Atkins, Co-Chair Community Transportation Advisory Board, presented Council Members with documents to assist with his presentation. He read from a prepared statement.

Captain Roy Davis, El Paso Police Department, responded to comments made by Mr. Atkins. He explained that the TLETS system in Austin has indicated there is no problem utilizing this system for the purposes of information. However, the Police Department initiates their own programs regarding school zone safety. He added that any additional community assistance would be beneficial if it is handled in a non-confrontational manner.

Representative Cook explained the Texas Department of Transportation has a mobile unit which displays the rate of speed a vehicle is traveling. This unit will be set up in school zones and will display the rate of speed a vehicle is traveling. Representative Cook stated the officers are being trained in utilizing this unit and the unit will be utilized within the next month. He added with the assistance of the volunteers writing down the vehicle's license plate numbers, many drivers may become more responsible driving in school zones.

Captain Roy Davis, El Paso Police Department, reiterated the comments made by Representative Cook.

Mr. Atkins responded he wholeheartedly supports this project and it works remarkably well. He believes his idea will reinforce better driving habits and work for the long-term.

Representative Sumrall explained she would be supportive of Mr. Atkins program; however, she was concerned with who would be paying for the postage, would a City employee be assigned to this program and where would the funds come from.

Mr. Atkins replied if it is not possible to utilize a City entity he has donors that will supplement his idea.

Representative Sumrall asked about the standardized forms that will be utilized with this program.

Mr. Atkins explained that he was going to train the volunteers and the volunteers would turn the "slips" into the Police Regional Command Centers. The volunteers at the Command Centers would forward the information to a Board and then mail this information to the registered vehicle owner.

Representative Sumrall asked if someone from the public saw someone passing a school bus or passing in a school zone, would the public have a way of reporting this as well.

Mr. Atkins responded if a concerned citizen would pass this information along to the volunteers he would like the volunteers at the school to make it known who these drivers are. He stated if a mistake is made he asked that the drivers not be offended, he is trying to make the streets safer.

Representative Sumrall asked if the vehicle would be warned rather than the driver. She suggested that Mr. Atkins' idea be sent to the Police Department and to have the Police Department work with Mr. Atkins.

Mr. Atkins replied that the registered owner of the vehicle would be warned.

Mayor Carlos M. Ramirez stated since the Legal Department has been reviewing this, he asked Charlie McNabb, City Attorney, to speak.

Mr. McNabb clarified that he believes the letter received from the State does not answer the question. He stated the question to the State was "could the TLETS information be used for public awareness purposes.." and the answer received from the State was it could be used for law enforcement purposes. He stated the Legal Department sees this program not as a law enforcement item but a public safety awareness program. Mr. McNabb explained the Legal Department would communicate with the Police Department and get the information from the State.

Mr. Atkins responded to comments made by Mr. McNabb.

Mayor Ramirez asked Mr. McNabb to clarify what "TLETS" means.

Ms. Mary Kozak, Police Communications Department, explained TLETS means Texas Law Enforcement Telecommunication System.

Mayor Ramirez asked if the schools are in favor of partnering with the City to remedy this situation. He added parents should be involved to guarantee the safety of their children.

Mr. Atkins replied he has spoken with some schools and these schools are in favor of this program.

Mayor Ramirez asked Mr. Atkins to supply the names of the schools, the Principals of these schools and the names of the volunteers so the Police Department has something to work with.

Mr. Atkins stated parental involvement is a must, many volunteers will be parents from the PTA organizations.

Representative Sumrall asked if the SRO officers might be able to work with the volunteers in this program.

Mayor Ramirez responded that the Police Department, the Legal Department, the schools and Mr. Atkins need to work together on this project. He explained that it was two years to compile the format for the Handicap Patrol. Mayor Ramirez concluded that the Police Department will meet with Mr. Atkins, the Principals of the schools, the volunteers and the Legal Department.

Representative Sariñana suggested Mr. Atkins speak with the School Boards regarding his idea.

Representative Cook suggested that there be some type of action taken and he moved that this item be referred to the Legal and Police Departments and that an update be brought to Council in four weeks. Representative Sumrall seconded.

.....
A RESOLUTION AUTHORIZING A REDUCTION IN THE EXTRATERRITORIAL JURISDICTION OF THE CITY OF EL PASO, TEXAS BY 27.3749 ACRES AND CONSENTING TO THE ANNEXATION OF SUCH LANDS BY THE TOWN OF HORIZON CITY, TEXAS.

WHEREAS, the Town of Horizon City, Texas, a home-rule municipality, has petitioned the City of El Paso to have certain parcels (a total of 27.3749 acres) removed from its extraterritorial jurisdiction to permit the annexation of such properties into the Town of Horizon City, Texas; and

WHEREAS, the territory sought to be annexed into the Town of Horizon City, Texas lies within the extraterritorial jurisdiction of the City of El Paso, Texas; and

WHEREAS, the Town of Horizon City, Texas, has, pursuant to Section 42.023 of the Texas Local Government Code, requested written consent to a reduction in the extraterritorial jurisdiction of the City of El Paso, Texas and consent to the annexation of such lands into the Town of Horizon City, Texas from the City Council of the City of El Paso, Texas; and

WHEREAS, the resolution approving such a reduction in extraterritorial jurisdiction and approving the annexation must be passed by the City Council of the City of El Paso, Texas prior to any annexation of lands by another municipality that lies within the extraterritorial jurisdiction of the City of El Paso, Texas.

NOW THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO, TEXAS:

THAT, pursuant to the provisions of the Texas Local Government Code, the City of El Paso, Texas hereby consents to a reduction in the City of El Paso's extraterritorial jurisdiction to allow for the proposed annexation by the Town of Horizon City of the property, which is more fully described in the attached metes

and bounds descriptions identified as Exhibits "A" and "B" and made a part hereof by reference. (Exhibits on file with this Resolution in the City Clerk's Office.)

Except as herein provided, no further reduction in extraterritorial jurisdiction of the City of El Paso is intended by this resolution. The corporate boundaries of the Town of Horizon City are changed only so far as stipulated herein and to the properties identified, provided they are annexed.

This authorization for reduction of extraterritorial jurisdiction and consent to annexation made herein by the City of El Paso is given, subject to the following conditions:

- 1. Such authorization and consent means only authorization to initiate annexation proceedings for the Town of Horizon City, as otherwise provided by law.
- 2. Such authorization and consent apply only to the areas of the proposed annexation which lie within the extraterritorial jurisdiction of the City of El Paso, and which have been expressly reduced.
- 3. Annexation proceedings must be initiated within six (6) months from the date of this authorization and consent. Pursuant to Section 43.064 of the Texas Local Government Code, annexation must be completed within ninety (90) days following the initiation of annexation proceedings. Failure either to initiate such annexation proceedings or to complete the annexation of these areas described *supra* within such allotted periods of time shall terminate this authorization and consent.
- 4. If the areas proposed to be annexed are annexed as provided by law, such areas shall have no extraterritorial jurisdiction which lie within or overlap the present extraterritorial jurisdiction of the City of El Paso.

Mr. Rudy Valdez, Planning Department, explained this is a request by the City of Horizon, in conjunction with the Socorro Independent School District, to have the City of El Paso release a portion of the extraterritorial jurisdiction to annex the acreage to the City of Horizon. He continued that a school and two strips of property adjacent to the school would be annexed.

John Ruiz, Mayor of Horizon City, read from a prepared statement. He commented on the property on which the school is located. Mayor Ruiz stated the City of Horizon endorses the annexation.

Mr. Valdez revised the second page of the Resolution to read "Section 43.064".

Motion made by Representative Medina, seconded by Representative Ortega and unanimously carried to approve the above Resolution as revised.

.....
Motion made by Representative Cook, seconded by Representative Sariñana and unanimously carried that the following Ordinances, having been introduced pursuant to Section 3.9 of the El Paso City Charter, be advertised for public hearing:

- A. An Ordinance amending Ordinance No. 013980 which granted a Special Privilege to Keller & Azar Joint Venture, Inc., owner, and Boeing North American, Inc., Lessee, to permit the temporary use of a portion of Threadgill Avenue for security purposes, by extending the term through March 16, 2003. SP-98143A (Fee: \$7,800.00)
- B. An Ordinance granting a Special Privilege to the Borderland Tradeshaw to temporarily close a portion of Franklin Avenue between the Porfirio Diaz Street off-ramp and Durango Street, to permit truck parking and queuing for the purpose of loading and unloading deliveries for the Tradeshaw on March 12, 2001. SP-01001 (Fee: \$137.50)

PUBLIC HEARING WILL BE HELD ON MARCH 6, 2001 FOR ITEMS A - B

- C. An Ordinance amending Title 20 (Zoning) of the El Paso Municipal Code, Chapter 20.64 (Off-street parking and loading requirements), Section 20.64.175 (Parking reductions), by amending Subsection 20.64.175.B. to require a special permit application for an off-street parking reduction and City Council approval following a review and recommendation of the Development Coordinating Committee and the City Plan Commission, the penalty being as provided in Section 20.68.010 of the Code.

PUBLIC HEARING WILL BE HELD ON MARCH 13, 2001 FOR ITEM C

Public Hearings will be held as part of the regular City Council meeting which begins at approximately 9AM. All interested persons present shall have an opportunity to be heard at that time. After the public hearings, Council may also delay taking action on Ordinances, no requirement is made by Section 3.9B of the El Paso City Charter to publish any further notice. Copies of all Ordinances are available for review in the City Clerk's office, 2 Civic Center Plaza, Monday through Friday, 8AM to 5PM.

ADDITION TO THE AGENDA

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Independent Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000/2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**MISSOURI RECREATION CENTER
NO. 510081, SUB-OBJECT 202214**

1. CONTRACTOR: Ida Ramirez, Aerobics Instructor
DATES: February 20, 2001, thru April 12, 2001
RATE PER CL: \$13.70
MAXIMUM AMT: \$780.00
CONTRACT: 2000/2001-151

***R E S O L U T I O N**

BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF EL PASO:

That the Mayor be authorized to execute the following Employee Contractor contracts on behalf of the Parks & Recreation Department. Funding for these contracts is in Fiscal Year 2000-2001 appropriations to be approved by the City Council, subject to approval by the City's Civil Service Commission.

**AQUATICS
NO. 010281, SUB-OBJECT 201011**

1. CONTRACTOR: Angelica Alferez, Lifeguard I, Step 2
DATES: March 1, 2001, thru September 30, 2001
RATES PER HR: \$6.20
CONTRACT NO: 2000/2001-179

2. CONTRACTOR: Benjamin J. Barton, Lifeguard I, Step 1
DATES: February 19, 2001, thru September 30, 2001
RATES PER HR: \$6.00
CONTRACT NO: 2000/2001-180
3. CONTRACTOR: Domingo F. Borrego, Jr., Swim Instructor II, Step 3
DATES: February 13, 2001, thru September 30, 2001
RATES PER HR: \$6.00
CONTRACT NO: 2000/2001-181

.....
Motion made by Representative Sariñana, seconded by Representative Sumrall and unanimously carried that the City Council retire into **EXECUTIVE SESSION** pursuant to Section 3.5A of the El Paso City Charter and the Texas Government Code, Sections 551.071 - 551.076 to discuss any of the following:

Section 551.071 CONSULTATION WITH ATTORNEY
Section 551.072 DELIBERATION REGARDING REAL PROPERTY
Section 551.073 DELIBERATION REGARDING PROSPECTIVE GIFTS
Section 551.074 PERSONNEL MATTERS
Section 551.076 DELIBERATION REGARDING SECURITY DEVICES

- A. Xavier Leus v. Elizabeth Bellegarde and City of El Paso, Texas, Cause # 2000-1548, Our File # 00-S-20 (551.071)
- B. El Paso Electric Co. Application to Increase Fuel Factor and for Fuel Surcharge, SOAH Docket No. 473-01-1494, PUC Docket No. 23530 (Section 551-071).

Motion made, seconded and unanimously carried to adjourn the Executive Session and reconvene the meeting of the City Council, during which time motions were made as follows:

.....
Motion made by Representative Ortega, seconded by Representative Cook and carried that the Mayor be **AUTHORIZED TO SIGN RELEASE** in the lawsuit entitled **Xavier Leus v. Elizabeth Bellegarde and City of El Paso, Texas, Cause No. 2000-1548, Our File No. 00-S-20** as recommended by the City Attorney.

.....
No action was taken regarding the El Paso Electric Co. Application to Increase Fuel Factor and for Fuel Surcharge, SOAH Docket No. 473-01-1494, PUC Docket No. 23530.

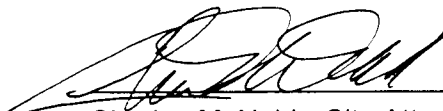
.....
Motion made by Representative Cook, seconded by Representative Sumrall and unanimously carried to adjourn this meeting at 11:38 a.m.

APPROVED AS TO CONTENT:

APPROVED AS TO FORM:

Carole Hunter

Carole Hunter, City Clerk



Charles McNabb, City Attorney